

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Northern District of Ohio

Nintendo of America Inc.

Plaintiff(s)

V.

Tom Dilts, Jr. and Uberchips, LLC d/b/a
UBERCHIPS.COM

Defendant(s)

Civil Action No. 3:20-cv-01076

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Uberchips, LLC
16405 Maureen Dr.
Kenton, OH 43326

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Kimberly Weber Herlihy

Kimberly Weber Herlihy
Vorys, Sater, Seymour and Pease LLP
52 East Gay Street
Columbus, Ohio 43212
KWHerlihy@vorys.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



SANDY OPACICH, CLERK OF COURT

Date: 05/18/2020

s/LoriAnne MacKenzie

Signature of Clerk or Deputy Clerk

Civil Action No. 3:20-cv-01076

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* Uberchips, LLC
was received by me on *(date)* 5-18-20.

☐ I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Tom Dilts, Jr, who is
designated by law to accept service of process on behalf of *(name of organization)* Uberchips, LLC
_____ on *(date)* 5-18-20; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 5-18-20



Server's signature

Paul Jarrett, Legal Courier

Printed name and title

52 E. Gay St., Columbus, OH 43215

Server's address

Additional information regarding attempted service, etc: